

PRISONER'S CIVIL RIGHTS COMPLAINT (Rev. 05/2015)

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
LUFKIN DIVISION

Jesse Paul Skinner, #599362, pro se, and all persons similarly situated at the Eastham Unit.

Plaintiff's Name and ID Number

Texas Department of Criminal Justice Correctional Institutional Division
(TDCJ-CID), Eastham Unit 2665 Prison Rd. #1, Lovelady, Texas 75851

Place of Confinement

CASE NO. 9:18cv139

(Clerk will assign the number)

v.

Bryan Collier, Executive Director (TDCJ-CID)
209 W. 14th St, Suite 500 Austin, Texas 78711-3084, Sued in (Official Capacity)

Defendant's Name and Address

Matt Gross, Assistant Director (TDCJ-CID) Region-1.
1225 Avenue G Huntsville, Texas 77340, Sued in (Official Capacity)

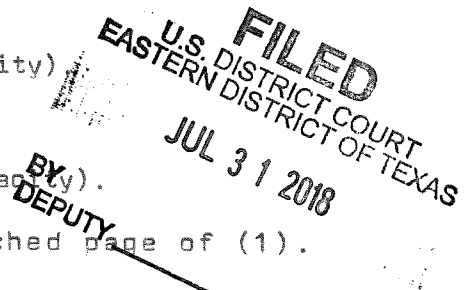
Defendant's Name and Address

Billy Lewis, Head Warden (TDCJ-CID) Eastham Unit
2665 Prison Rd. #1 Lovelady, Texas 75851, Sued in (Official Capacity)

Defendant's Name and Address

(DO NOT USE "ET AL.")

Defendants continue on attached page of (1).



INSTRUCTIONS - READ CAREFULLY

NOTICE:

Your complaint is subject to dismissal unless it conforms to these instructions and this form.

1. To start an action you must file an original and one copy of your complaint with the court. You should keep a copy of the complaint for your own records.
2. Your complaint must be legibly handwritten, in ink, or typewritten. You, the plaintiff, must sign and declare under penalty of perjury that the facts are correct. If you need additional space, **DO NOT USE THE REVERSE SIDE OR BACKSIDE OF ANY PAGE.** ATTACH AN ADDITIONAL BLANK PAGE AND WRITE ON IT.
3. You must file a separate complaint for each claim you have unless the various claims are all related to the same incident or issue or are all against the same defendant, Rule 18, Federal Rules of Civil Procedure. Make a short and plain statement of your claim, Rule 8, Federal Rules of Civil Procedure.
4. When these forms are completed, mail the original and one copy to the clerk of the United States district court for the appropriate district of Texas in the division where one or more named defendants are located, or where the incident giving rise to your claim for relief occurred. If you are confined in the Texas Department of Criminal Justice, Correctional Institutions Division (TDCJ-CID), the list labeled as "VENUE LIST" is posted in your unit law library. It is a list of the Texas prison units indicating the appropriate district court, the division and an address list of the divisional clerks.

Defendants Continue from page 1.

Bruce Johnson, Asssistant Warden (TDCJ-CID) Eastham Unit, Sued in (Individual Capacity), 2665 Prison Rd. #1 Lovelady, Texas 75851.

Kenneth Hutto, Assistant Warden (TDCJ-CID) Eastham Unit, Sued in Individual Capacity, 2665 Prison Rd. #1 Lovelady, Texas 75851.

James Kent, Major (TDCJ-CID) Eastham Unit, Sued in Individual Capacity, 2665 OPrison Rd. #1, Lovelady, Texas 75851.

Blake Norman, Major (TDCJ-CID) Eastham Unit, Sued in Individual Capacity, 2665 Prison Red. #1 Lovelady, Texas 75851.

Jaquille Reed, Captain (TDCJ-CID) Eastham Unit, Sued in Individual Capacity, 2665 Prison Rd. #1, Lovelady, Texas 75851.

George Jansky, Jr., Safety Officer (TDCJ-CID) Eastham Unit, Sued in Official Capacity, 2665 Prison Rd. #1, Lovelady, Texas 75851.

Krystal Hohenbrink, Manager Food Service (TDCJ-CID) Eastham Unit, Sued in Official Capacity, 2665 Prison Rd. #1, Lovelady, Texas 75851.

Samuel Dominey, Manager Laundry Serives (TDCJ-CID) Eastham Unit, Sued in Official Capacity, 2665 Prison Rd. #1, Lovelady, Texas 75851.

Cora Sims, Compliance Sgt. (TDCJ-CID) Eastham Unit, Sued in Individual Capacity, 2665 Prison Rd #1, Lovelady, Texas 75851.

I preserve the right to add defendants through amendment of complaint.

and.

Texas Department of Criminal Justice Correctional Institutional Division (TDCJ-CID), an Agency of the State of Texas, 209 W 14th St, Suite 500 Austin, Texas 78711-3084.

END OF PARTIES:

Attachment to page (1).

FILING FEE AND *IN FORMA PAUPERIS* (IFP)

1. In order for your complaint to be filed, it must be accompanied by the statutory filing fee of \$350.00 plus an administrative fee of \$50.00 for a total fee of **\$400.00**.
2. If you do not have the necessary funds to pay the fee in full at this time, you may request permission to proceed *in forma pauperis*. In this event you must complete the application to proceed *in forma pauperis*, setting forth information to establish your inability to prepay the fees and costs or give security therefor. You must also include a current six-month history of your inmate trust account. If you are an inmate in TDCJ-CID, you can acquire the application to proceed *in forma pauperis* and the certificate of inmate trust account, also known as *in forma pauperis* data sheet, from the law library at your prison unit.
3. The Prison Litigation Reform Act of 1995 (PLRA) provides "... if a prisoner brings a civil action or files an appeal *in forma pauperis*, the prisoner shall be required to pay the full amount of a filing fee." See 28 U.S.C. § 1915. Thus, the court is required to assess and, when funds exist, collect, the entire filing fee or a initial partial filing fee and monthly installments until the entire amount of the filing fee has been paid by the prisoner. If you submit the application to proceed *in forma pauperis*, the court will apply 28 U.S.C. § 1915 and, if appropriate, assess and collect the entire filing fee or an initial partial filing fee, then monthly installments from your inmate trust account, until the entire \$350.00 statutory filing fee has been paid. (The \$50.00 administrative fee does not apply to cases proceeding *in forma pauperis*.)
4. If you intend to seek *in forma pauperis* status, do not send your complaint without an application to proceed *in forma pauperis* and the certificate of inmate trust account. Complete all essential paperwork before submitting it to the court.

CHANGE OF ADDRESS

It is your responsibility to inform the court of any change of address and its effective date. Such notice should be marked "**NOTICE TO THE COURT OF CHANGE OF ADDRESS**" and shall not include any motion for any other relief. Failure to file a NOTICE OF THE COURT OF CHANGE OF ADDRESS may result in the dismissal of your complaint pursuant to Rule 41(b), Federal Rules of Civil Procedure.

I. PREVIOUS LAWSUITS:

- A. Have you filed *any* other lawsuit in state or federal court relating to your imprisonment? ☒ YES ☐ NO
- B. If your answer to "A" is "yes", describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, giving the same information.)
 1. Approximate date of filing lawsuit: 2005 or 2007
 2. Parties to previous lawsuit:
Plaintiff(s) Jesse Paul Skinner, #599362
Defendant(s) Nathaniel Quarterman, Et al
 3. Court: (If federal, name the district; if state, name the county.) Eastern district
 4. Cause number: 9:09 CV 130
 5. Name of judge to whom case was assigned: Ron Clark
 6. Disposition: (Was the case dismissed, appealed, still pending?) Appealed
 7. Approximate date of disposition: 2012

II. PLACE OF PRESENT CONFINEMENT: (TDCJ-CID) Eastham Unit

III. EXHAUSTION OF GRIEVANCE PROCEDURES:

Have you exhausted all steps of the institutional grievance procedure? X YES NO

Attach a copy of your final step of the grievance procedure with the response supplied by the institution.

IV. PARTIES TO THIS SUIT:

A. Name and address of plaintiff: Jesse Paul Skinner, and all (Offenders) similarly
at the (TDCJ-CID) Eastham Unit, 2665 Prison Rd. #1, Lovelady, Texas 75851

B. Full name of each defendant, his official position, his place of employment, and his full mailing address.

Defendant #1: Bryan Collier, Executive Director (TDCJ-CID), 209 W. 14th St, Suite 500
Austin, Texas 78711-3084, sued in his Official Capacity.

Briefly describe the act(s) or omission(s) of this defendant which you claimed harmed you.
Deliberate indifference to Plaintiff's Health and Safety Violated his Eighth and
Fourteenth Amendment Rights of Conditions of Confinement.

Defendant #2: Matt Gross, Assistant Director (TDCJ-CID) Region-1, 1225 Avenue G,
Huntsville, Texas 77340, Sued in his Official Capacity.

Briefly describe the acts(s) or omission(s) of this defendant which you claimed harmed you.
Deliberate indifference to Plaintiff's Health and Safety Violated his Eighth and
Fourteenth Amendment Rights of Conditions of Confinement.

Defendant #3: Billy Lewis, Head Warden (TDCJ-CID) Eastham Unit, 2665 Prison Rd. #1
Lovelady, Texas 75851, Sued in his Official Capacity.

Briefly describe the acts(s) or omission(s) of this defendant which you claimed harmed you.
Deliberate indifference to Plaintiff's Health and safety Violated his Eighth and
Fourteenth Amendment Rights of Conditions of Confinement.

Defendant #4: George Jansky, Jr, Safety Officer (TDCJ-CID) Eastham Unit, 2665 Prison
Rd #1, Lovelady, Texas , Sued in his Official Capacity.

Briefly describe the act(s) or omission(s) of this defendant which you claimed harmed you.
Deliberate indifference to Plaintiff's Health and Safety Violated his eighth and
Fourteenth Amendment Rights of Conditions of Confinement.

Defendant #5: Samuel Dominey, Manager Laundry Services (TDCJ-CID) Eastham Unit,
2665 Prison Rd. #1, Lovelady, Texas 75851, Sued in his Official Capacity.

Briefly describe the act(s) or omission(s) of this defendant which you claimed harmed you.
Deliberate indifference to Plaintiff's Health and Safety Violated his Eighth and
Fourteenth Amendment Rights of Conditions of Confinements.

Defendants Continue On Next page Attachment:

DEFENDANTS CONTINUE FROM PAGE (3):

- 6). Krystal Hohenbrink, Manager Food Service (TDCJ-CID) Eastham Unit, 2665 Prison Rd. #1, Lovelady, Texas 75851, Sued in her Official Capacity.
Deliberate indifference to Plaintiff's Health and Safety, and Retaliation for use of the TDCJ Grievance Procedure, Violated First, Eighth, and Fourteenth Amendment Rights of Conditions of Confinement, Equal Treatment.
- 7). Bruce Johnson, Assistant Warden (TDCJ-CID) Eastham Unit, 2665 Prison Rd. #1 Lovelady, Texas 75851, Sued in his individual capacity.
Deliberate indifference to Plaintiff's Health and Safety, and Retaliation for use of the TDCJ Grievance Procedure, Violated his First, Eighth and Fourteenth Amendment Rights of Conditions of Confinement, Equal Treatment.
- 8). Kenneth Hutto, Assistant Warden (TDCJ-CID) Eastham Unit, 2665 Prison Rd. #1 Lovelady, Texas 75851, Sued in his individual capacity.
Deliberate indifference to Plaintiff's Health and Safety, and Retaliation for use of the TDCJ Grievance Procedure, Violated his First, Eighth, and Fourteenth Amendment Rights of Conditions of Confinement, Equal Treatment.
- 9). James Kent, Major (TDCJ-CID) Eastham Unit 2665 Prison Rd. #1, Lovelady, Texas 75851, Sued in his individual capacity.
Deliberate indifference to Plaintiff's Health and Safety, and Retaliation for use of the TDCJ Grievance Procedure, Violated his First, Eighth, and Fourteenth Amendment Rights of Conditions of Confinement, Equal Treatment.
- 10). Blake Norman, Major (TDCJ-CID) Eastham Unit 2665 Prison Rd. #1, Lovelady, Texas 75851, Sued in his individual capacity.
Deliberate indifference to Plaintiff's Health and Safety, and Retaliation for use of the TDCJ Grievance Procedure, Violated his First, Eighth, and Fourteenth Amendment Rights of Conditions of Confinement, Equal Treatment.
- 11). Jaquille Read, Captain (TDCJ-CID) Eastham Unit, 2665 Prison Rd. #1, Lovelady Texas 75851, Sued in his individual capacity.
Deliberate indifference to Plaintiff's Health and Safety, and Retaliation for use of the TDCJ Grievance Procedure, Violated his First, Eighth, and Fourteenth Amendment Rights of Conditions of Confinement, Equal Treatment.
- 12). Cora Sims, Compliance Sgt. (TDCJ-CID) Eastham Unit, 2665 Prison Rd. #1 Lovelady Texas 75851, sued in her individual capacity.
Deliberate indifference to Plaintiff's Health and Safety, and Retaliation for use of the TDCJ Grievance Procedure, Violated his First, Eighth, and Fourteenth Amendment Rights of Conditions of Confinement, Equal Treatment.
- 13). Texas Department of Criminal Justice Correctional Institutional Division (TDCJ-CID), 209 W 14th St, Suite 500 Austin, Texas 78711-3084, an agency of the State of Texas. Tex. Gov't Code §493.004.
At all relevant times, it operated the Eastham Unit, a public facility with programs and services Plaintiffs and other prisoners with disabilities were otherwise qualified for. TDCJ is a recipient of Federal funds.
- 14). At all times described herein, all defendants was acting under color of state law.

V. STATEMENT OF CLAIM:

State here in a short and plain statement the facts of your case, that is, what happened, where did it happen, when did it happen, and who was involved. Describe how each defendant is involved. You need not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Attach extra pages if necessary, but remember the complaint must be stated briefly and concisely. IF YOU VIOLATE THIS RULE, THE COURT MAY STRIKE YOUR COMPLAINT.

- 1). Eighth and Fourteenth Amendment Violations of Conditions of Confinement against Defendants Collier, Gross, Lewis, Jansky, Jr, Dominey, Hohenbrink, Johnson, Hutto, Kent, Norman, Reed, and Sims. See attachment.
- 2). The Americans with Disabilities Act and Rehabilitation Act against (TDCJ-CID).
see attachment.
- 3). First Amendment Violation for Retaliation against (Plaintiff) for Exercising his Right to Access to Courts through the prison grievance procedure against Lewis, Johnson, Hohenbrink, Hutto, Kent, Norman, Reed, Sims. See Attachment.
- 4). Equal Protection Clause of being similarly situated against Hohenbrink, Johnson, Lewis, Hutto, Kent, Norman, Reed, Sims. See attachment. 5). Class Action Status as similarly situated.

VI. RELIEF:

State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.

- 1). Injunctive and Declaratory Relief for all Defendants sued in their Official Capacity.
- 2). Compensatory, punitive, and nominal damages against all Defendants sued in their individual capacity.

VII. GENERAL BACKGROUND INFORMATION:

A. State, in complete form, all names you have ever used or been known by including any and all aliases.
None.

B. List all TDCJ-CID identification numbers you have ever been assigned and all other state or federal prison or FBI numbers ever assigned to you.
Not that I remember.

VIII. SANCTIONS:

- A. Have you been sanctioned by any court as a result of any lawsuit you have filed? ____ YES ☒ NO
- B. If your answer is "yes," give the following information for every lawsuit in which sanctions were imposed. (If more than one, use another piece of paper and answer the same questions.)
 1. Court that imposed sanctions (if federal, give the district and division): _____
 2. Case number: _____
 3. Approximate date sanctions were imposed: _____
 4. Have the sanctions been lifted or otherwise satisfied? ____ YES ____ NO

STATEMENT OF CLAIMS:Continue from page (4):

1). CONDITIONS OF CONFINEMENT:

(A) EXTREME TEMPERATURE:

1. From 2016 to 2018,I filed complaints through the (TDCJ-CID) grievance procedure,numbers; 2017164713,2017194233,and 2018054110,against (TDCJ-CID), B.Lewis,B.Johnson,G.Jansky.Jr,M.Gross,B.Collier,and C.Sims due to their] deliberate indifference to the substantial risk of serious harm to prisoners at the Eastham Unit caused by their choice to expose prisoners to high apparent temperatures inside the facilities and housing areas,and unnecessarily and wantonly cause the Plaintiff's pain.

2. The high indoor apparent temperatures at the Eastham Unit pose an unreasonable risk to prisoner's and staff health that are housed and work in ce@lblocks,dorms,and in administrative segregation cells,that are in their cells for (23) hours aday.

3. The ventilation system on the Eastham Unit is,at 40% of it's operational capacity.Without the ventilations fans working properly the temperature inside the building can exceed 110 degrees during the peak summer months.The temperature of the (Red Bricks) that this facility is constructed with,can reach temperatures of 145 degrees or more during the months of July thru October.

4. Defendants are aware that extreme heat in their facilities housing areas poses substantial risk of serious injury to inmates,including Plaintiffs. Defendants' knowledge is demonstrated by TDCJ policies and practices,as well as the well-documented history of injuries to inmates and employees at the Eastham Unit. Defendants remain indifference to the risk by failing to take obvious steps to mitigate it.

5. Defendants are acting with deliberate indifference to Plaintiff's constitutional right to be free from cruel and unusual punishment by refusing to provide safe housing areas and facilities that protect inmates and staff,from exposure to extreme heat,and which annually causes injuries to prisoners and employees.

6. Defendants deliberate indifference to Plaintiff's risk of serious medical problems and medications puts Plaintiff at substantial risk of serious bodily injury including,but not limited to,heat stroke,heat exhaustion,as well as the myriad symptoms associated with these conditions.

7. Defendants' policies,practices,acts,and omissions violate the Cruel and Unusual Punishment Clause of the Eighth Amendment,made applicable to the State through the Fourteenth Amendment of the United States Constitution.

(B) EXTREME COLD TEMPERATURES:

NOV 13 2017



Texas Department of Criminal Justice
STEP 2
OFFENDER
GRIEVANCE FORM

Offender Name: Jesse P. Skinner **TDCJ #** 599362
Unit: Eastham-09 **Housing Assignment:** 1/30
Unit where incident occurred: Eastham-09
Appealing Grievance No. 2017164713/Code 506

OFFICE USE ONLY

Grievance #: 2017164713
UGI Recd Date: AUG 11 2017
HQ Recd Date: AUG 17 2017
Date Due: 9/20/17
Grievance Code: 506
Investigator ID#: 10972
Extension Date: 10.30

You must attach the completed Step 1 Grievance that has been signed by the Warden for your Step 2 appeal to be accepted. You may not appeal to Step 2 with a Step 1 that has been returned unprocessed.

Give reason for appeal (Be Specific). *I am dissatisfied with the response at Step 1 because...*

I am dissatisfied with the response at step one grievance because:

1. The warden failed to conduct an adequate investigation into my complaint of being denied (Access To Additional Cold Water, Including Ice for Employees and Offenders In The Housing Areas During "Harmful Heat Index of 90° or Higher Temperatures) in violation of AD.10.64 Extreme Temperature Conditions In TDCJ, "CMHC Policy D-27.2 Heat stress", and "American Disability Act (ADA) and Rehabilitation Act. See (TDCJ Grievance Codes: 526 Safety Issues, 675 Heat/Cold, 631 Heart/Blood Pressure Issues, Diabetic Issues, and 004 ADA Issues) that he failed to address concerning the heat conditions at the (TDCJ Eastham Facility).

2. I am requesting that the reviewing party do the math of a 10-gallon cooler that holds up to 1,280 Fl oz of water or less. Not enough water for (80) Offenders with a water bottle that hold 16.9 Fl oz of water?

The Eastham general population housing areas O.P.R.S.I.J.K.L. lines and 1,2,3, 4,5,6,7,8 dorms area not being provided with an adequate amount of cold water to accommodate all Offenders assigned to these areas.

3. I am requesting that a further inquisition be conducted, and that my step one grievance complaint be incorporated in this step two appeal.

Attachment: Step one grievance.

Offender Signature: _____

Date: _____

Grievance Response: _____

Your complaint has been reviewed by this office. Administrative Directive 10.64, IV, G., states that units will provide additional water and cups in the dorms, housing areas, recreational areas, and during mealtimes, along with ice, when the heat index is over 90 degrees Fahrenheit. Records reflect that offenders are provided cold water throughout the day in the dayroom coolers, in addition to cold water being passed out. Unit Administration verifies that the water coolers are checked continuously and are never left empty. Every effort is being made to provide relief to offenders and staff during periods of extreme temperatures. Additional fans are being utilized in the housing areas and each offender is allowed to possess a fan in their cell for personal use. Cool down showers are offered daily, in addition to access to respite areas upon request. Based on the information available at this time, there is insufficient evidence to substantiate any violations of policy by staff.

MATT GROSS
ASSISTANT REGION DIRECTOR

Signature Authority: _____

Date: 10-25-17

Returned because: *Resubmit this form when corrections are made.

- ☐ 1. Grievable time period has expired.
- ☐ 2. Illegible/Incomprehensible.*
- ☐ 3. Originals not submitted. *
- ☐ 4. Inappropriate/Excessive attachments.*
- ☐ 5. Malicious use of vulgar, indecent, or physically threatening language.
- ☐ 6. Inappropriate.*

CGO Staff Signature: _____

OFFICE USE ONLY**Initial Submission**

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

2nd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

3rd Submission

CGO Initials: _____

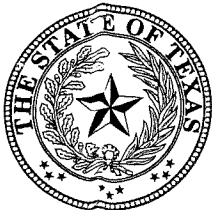
Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____



Texas Department of Criminal Justice

STEP 2

OFFENDER GRIEVANCE FORM

Offender Name: Mr. Jesse P. Skinner TDCJ # 599362
 Unit: Eastham-09 Housing Assignment: 1/30
 Unit where incident occurred: Eastham-09
 Appealing Grievance No. 2017194233/Code 506

DEC 29 2017

OFFICE USE ONLY

Grievance #: 2017194233
 UGI Recd Date: OCT 02 2017
 HQ Recd Date: OCT 06 2017
 Date Due: 11.11
 Grievance Code: 506
 Investigator ID#: ID912
 Extension Date: 12/21/17

You must attach the completed Step 1 Grievance that has been signed by the Warden for your Step 2 appeal to be accepted. You may not appeal to Step 2 with a Step 1 that has been returned unprocessed.

Give reason for appeal (Be Specific). *I am dissatisfied with the response at Step 1 because...*

I am dissatisfied with the Warden's response at my step one grievance because:

1. The Warden failed to address "The Continuous Risk of Harm to Prisoner's Health" despite (TDCJs) and all parties knowledge of this persisting danger to my health and the health of (Prisoners) assigned to Eastham Unit due to inadequate (Ventilation) that fail to provide the ,10 cubic feet of fresh or purified air in (Prisoner's) housing areas.
2. The Warden failed to address the persisting conditions of (Fans-Equipment) being used in the (Prisoner's) housing areas that are out-dated and built in the late 1970's. Vents and windows/doors are not being utilized to their full capacity.
3. The Warden failed to address the inadequate Facilities (Exhaust) that fail to provide fresh or purified air for (Prisoners) with (Disabilities Under The ADA) leaves (Prisoners) and (Employees) at grave risk of harm to their health and safety.
4. I am incorporating my step one grievance complaint in this step two appeal. I am also requesting that a further inquisition be conducted to resolve my complaint.

Attachments: Step one grievance.

cc/jps/apl/ATT

Offender Signature: _____

Date: _____

Grievance Response: _____

Your complaint has been reviewed by this office. Records reflect that the unit is in compliance with the heat related requirements in accordance with AD 10.64. You were appropriately advised in your Step 1 response. If you experience any heat related symptoms, be sure to notify staff at the earliest time possible. Based on the information available at this time, no further action is warranted.

MATT GROSS
ASSISTANT REGION DIRECTOR

Signature Authority: _____

Date: _____

Returned because: *Resubmit this form when corrections are made.

- ☐ 1. Grievable time period has expired.
- ☐ 2. Illegible/Incomprehensible.*
- ☐ 3. Originals not submitted.*
- ☐ 4. Inappropriate/Excessive attachments.*
- ☐ 5. Malicious use of vulgar, indecent, or physically threatening language.
- ☐ 6. Inappropriate.*

CGO Staff Signature: _____

OFFICE USE ONLY**Initial Submission**

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

2nd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

3rd Submission

CGO Initials: _____

Date UGI Recd: _____

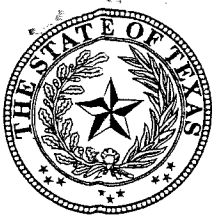
Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

MAY 11 2018



Texas Department of Criminal Justice

STEP 2

OFFENDER GRIEVANCE FORM

OFFICE USE ONLY	
Grievance #:	2018054110
UGI Recd Date:	MAR 12 2018
HQ Recd Date:	MAR 16 2018
Date Due:	4.21
Grievance Code:	815
Investigator ID#:	T1364
Extension Date:	

Offender Name: Mr. Jesse P. Skinner TDCJ # 599362

Unit: Eastham-09 Housing Assignment: S-3-10-B

Unit where incident occurred: Eastham-009

Appealing Grievance No. 2018054110/Code 815

You must attach the completed Step 1 Grievance that has been signed by the Warden for your Step 2 appeal to be accepted. You may not appeal to Step 2 with a Step 1 that has been returned unprocessed.

Give reason for appeal (Be Specific). *I am dissatisfied with the response at Step 1 because...*

I am dissatisfied with the warden's response at step one grievance because:

1. The responding warden Bruce Johnson falsified a government document when he issued the false (Statement) that records reflect that offenders are issued a clean set of clothes upon exiting the shower, which are worn while returning to their housing area.
2. All (Offenders) assigned to the Eastham facility are ordered to leave their housing area for building showers in their boxers and socks only during the weekend. This reviewing authority can confirm my complaint by reviewing the unit line (camera system). But what I don't understand, is why would the (Warden) lie about my complaint?
3. I am incorporating my step one grievance complaint into my step two appeal.

Attachment: Step one grievance

file.

Offender Signature: _____

Date: _____

Grievance Response: _____

Your Step 2 grievance has been investigated by this office. Your allegations could not be sustained. You were appropriately advised at the Step 1 level. Based on the facts available at this time, no further action is warranted by this office.

MATT GROSS
ASSISTANT REGION DIRECTOR

Signature Authority: _____

Date: _____

Returned because: **Resubmit this form when corrections are made.*

- ☐ 1. Grievable time period has expired.
- ☐ 2. Illegible/Incomprehensible.*
- ☐ 3. Originals not submitted. *
- ☐ 4. Inappropriate/Excessive attachments.*
- ☐ 5. Malicious use of vulgar, indecent, or physically threatening language.
- ☐ 6. Inappropriate.*

CGO Staff Signature: _____

OFFICE USE ONLY**Initial Submission**

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

2nd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

3rd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

8. In December 2016 and 2017, Defendants exposed Eastham's General Population to (60) days of extreme cold temperature through their deliberate indifference to the substantial risk of serious harm to prisoners at the Eastham Unit by their choice to expose prisoners to cold apparent temperatures inside the housing areas and facilities while being ordered to wear boxers and socks only to attend building showers in freezing temperatures.

9. See, grievance No. 2018054110, that on every Saturday and Sunday at 4:30 A.M., inmates at the Eastham Unit would be ordered to be sent to building showers in their boxers and socks (Only) while being exposed to below freezing temperatures during the winter months at the Eastham Unit.

10. Defendants actions are deliberate indifference to Plaintiffs' health and safety and constitutional right to be free from cruel and unusual punishment by refusing to provide a safe housing and living areas that protect inmates from exposure to extremely cold temperatures while in their care.

11. During the freezing temperatures, Defendants allow the (Correctional Officer) to stand in the main hallway wearing coats, hoods, and gloves to protect them from the extremely cold temperatures below (32) degrees or lower. While prisoners walk down the main hallway in their boxers and socks.

12. As a proximate result of Defendants unconstitutional policies, practices, acts, and omissions Plaintiffs have suffered and will continue to suffer immediate and irreparable injury, including physical injury, risk of physical injury, and risk of death.

(C) FOOD SERVICE:

13. Defendants from 2016 to 2018, have been deliberate indifference to Plaintiff's and prisoners health and safety at the Eastham Unit, an unnecessary and wanton infliction of pain, a condition which seriously deprive Plaintiff and prisoners of the minimal civilized measure of life's necessities.

14. The Eastham Unit Food Service are incredibly strained by the overcrowding. The number of inmates that must be fed makes it impossible for staff or inmates to clean the dining rooms in between meal times, creating an unsanitary environment. See, grievance numbers: 2016170114, 2018089400, and 2018085241.

15. The Defendants are aware of the defective plumbing in the Eastham Food Service that expose Plaintiff and prisoners and staff to toxic sewage and sewage fumes that have resulted in excessive odor, exposure to insects, rodents, and other vermins throughout the food service department.

16. These conditions leads to unsanitary food service that are harmful and violate the Eighth and Fourteenth Amendment, that poses an unreasonable risk of harm to prisoners at the Eastham Unit.

17. The Defendants fail to provide an adequate amount of calories pre-day to it's medical diet (DFH) prisoners. Policy requires that each inmate receives 1900-2100 calories pre-day

(ORIGINAL)



Texas Department of Criminal Justice
STEP 2
OFFENDER
GRIEVANCE FORM

Offender Name: Mr. Jesse P. Skinner TDCJ # 599362
Unit: Eastham-09 Housing Assignment: S-3-10-B
Unit where incident occurred: Eastham-09
Appealing Grievance No. 2018085241 / Code 500

OFFICE USE ONLY	
Grievance #:	<u>2018085241</u>
UGI Recd Date:	<u>MAR 30 2018</u>
HQ Recd Date:	<u>APR 06 2019</u>
Date Due:	<u>5/9</u>
Grievance Code:	<u>500</u>
Investigator ID#:	<u>I1364</u>
Extension Date:	

You must attach the completed Step 1 Grievance that has been signed by the Warden for your Step 2 appeal to be accepted. You may not appeal to Step 2 with a Step 1 that has been returned unprocessed.

Give reason for appeal (Be Specific). *I am dissatisfied with the response at Step 1 because...*

I am dissatisfied with the response at step one grievance because;

- 1). The Warden Bruce Johnson failed to address the issues of the Eastham's Food Service Department Service Supervisors failure to comply to or with the (ADA) in their preparation of (Diet For Health) Meals for Offenders with serious medical conditions that persist.
- 2). The Warden failed to address the serious issue that the (DFH) menu is a "Mandatory Menu" and must be prepared exactly as written. Portions must be followed exactly, meat items must be weighed, fruits and vegetables must be served with the correct size utensil.
- 3). The Warden failed to address the issues that on February 1, and 10th 2018, the Eastham Food Service "Department" (Diet Line) ran-out of it's main-course for the diet-line (Chicken) and served (Pork Roll) from the regular menu to the (Diet for Health) Offenders. ~~On 02/01/18~~ In that, they continue to run-out of food for the diet for health meals.
- 4). The Warden failed to address the issue of (Theft) by (Offenders) that prepare and serve the (Diet For Health) Meals. In that they are not being properly secured by security employees to prevent (Theft) which leads to the shortage of meals for (Offenders) with serious medical conditions that eat on the diet for health ordered by (UTMB) medical department provider.
- 5). The Warden failed to address the (Retaliation) against me for pursuing my right through the (Offender) Grievance Procedure. In that, the retaliation persist not only through the denial of adequate meals, but through Job and housing changes.
- 6). I am incorporating my step one complaint in this step two appeal. In request that a further inquisition be conducted.

Attachment: Step One Grievance

cc/jps/apl ATT.

Offender Signature: _____

Date: _____

Grievance Response: _____

Your Step 2 grievance has been investigated by this office. You were appropriately advised at the Step 1 level. Meal service will continue to be monitored and documented to ensure policy compliance. Based on the facts available at this time, no further action is warranted by this office.

MATT GROSS
ASSISTANT REGION DIRECTOR

Signature Authority: _____

Date: _____

Returned because: **Resubmit this form when corrections are made.*

- ☐ 1. Grievable time period has expired.
- ☐ 2. Illegible/Incomprehensible.*
- ☐ 3. Originals not submitted. *
- ☐ 4. Inappropriate/Excessive attachments.*
- ☐ 5. Malicious use of vulgar, indecent, or physically threatening language.
- ☐ 6. Inappropriate.*

CGO Staff Signature: _____

OFFICE USE ONLY**Initial Submission****CGO Initials:** _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

2nd Submission**CGO Initials:** _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

3rd Submission**CGO Initials:** _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

(ORIGINAL)

MAY 29 2018



Texas Department of Criminal Justice

STEP 2

OFFENDER GRIEVANCE FORM

OFFICE USE ONLY	
Grievance #:	<u>208089400</u>
UGI Recd Date:	<u>APR 02 2018</u>
HQ Recd Date:	<u>APR 06 2018</u>
Date Due:	<u>5/12</u>
Grievance Code:	<u>500</u>
Investigator ID#:	<u>J1364</u>
Extension Date:	

Offender Name: MR. Jesse P. Skinner TDCJ # 599362Unit: Eastham-09 Housing Assignment: S-3-10-BUnit where incident occurred: Eastham09Appealing Grievance No. 2018089400/Code 500

You must attach the completed Step 1 Grievance that has been signed by the Warden for your Step 2 appeal to be accepted. You may not appeal to Step 2 with a Step 1 that has been returned unprocessed.

Give reason for appeal (Be Specific). *I am dissatisfied with the response at Step 1 because...*

I am dissatisfied with the Warden Keith Hutto's Response at step one grievance because:

- 1). The Warden failed to address the issues of continuous (Retaliation) against me for the use of (TDCJ-CID) Grievance Procedure. Pursuant to (TDCJ-CID) Executive Directive (PD-22, Rule 41 Denial of Uniform Access to Court, and Rule 23 Mistreatment of Offenders, that includes the their actions of unauthorized or illegal denial of privileges or entitlements such as (Diet for Health) (DFH) Meals for (Offenders) with serious medical conditions.
- 2). Since the warden decided to address the Eastham's Food Service Department's failure to provide me and (all) Offenders with serious health conditions with an adequate (Diet for Health) Meals and comply with (TDCJ-CID) Policy (AD.05.05 Employees/Guests Meals), and Operational Food Service Policies Manual Fy-16, that fail to provide (Offenders) with medical disabilities with the access to an wholesome and nutritious Meal.
- 3). The Eastham's Food Service Department's failure to provide an adequate meal for the (Diet for Health) also violates the Americans Disabilities Act and Rehabilitation Act to not provide a wholesome and nutritious meals for offenders with serious health problems, that are being provided for the rest of the Eastham's general population offenders.
- 4). I am incorporating my step one complaint in this step two appeal. In I am requesting that a further inquisition be conducted.
- 5). In that (all) retaliation (Stop).

Attachment: Step one Grievance

Offender Signature: _____

Date: _____

Grievance Response: _____

Your Step 2 grievance has been investigated by this office. Your allegations could not be sustained. Meal service will continue to be monitored and documented to ensure policy compliance. Based on the facts available at this time, no further action is warranted by this office.

MATT GROSS
ASSISTANT REGION DIRECTOR

Signature Authority: _____

Date: _____

Returned because: **Resubmit this form when corrections are made.*

- ☐ 1. Grievable time period has expired.
- ☐ 2. Illegible/Incomprehensible.*
- ☐ 3. Originals not submitted. *
- ☐ 4. Inappropriate/Excessive attachments.*
- ☐ 5. Malicious use of vulgar, indecent, or physically threatening language.
- ☐ 6. Inappropriate.*

CGO Staff Signature: _____

OFFICE USE ONLY**Initial Submission**

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

2nd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

3rd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____



certified for

Texas Department of Criminal Justice

STEP 2

**OFFENDER
GRIEVANCE FORM**

Offender Name: Mr. Jesse P. Skinner TDCJ # 599362

Unit: Eastham-09 (J3) Housing Assignment: 10/26

Unit where incident occurred: Eastham-09

Grievance No. 2016170114/Code 506

OFFICE USE ONLY

Grievance # 2016170114

UGI Recd Date: AUG 08 2016

HQ Recd Date: AUG 22 2016

Date Due: 9-17

Grievance Code: 506

Investigator ID#: I1364

Extension Date: _____

You must attach the completed Step 1 Grievance that has been signed by the Warden for your Step 2 appeal to be accepted. You may not appeal to Step 2 with a Step 1 that has been returned unprocessed.

Give reason for appeal (Be Specific). *I am dissatisfied with the response at Step 1 because...*

I am dissatisfied with the response at step one grievance because:

1). The Warden failed to address my complaint of Every Employee's to Report and Identify Facilities Deficiencies and (Hazards) such as (TDCJ-CID) Eastham Facility FOOD SERVICE DEFECTIVE PLUMBING that exposes (Staff) and (Offenders) to conditions such as "Toxic Sewage and Sewage Fumes."

2). The Warden failed to address my complaint that the Food Service Department is adding to the already existing Insects and Rodents codition through the defective plumbing situation that cannot be resolved through the grease traps being cleaned and pumped out as asserted by the warden in her step one grievance response.

3). I am incorporating my step one grievance complaint in this step two appeal. I also request that a further inquisition be conducted to resolve this complaint.

See Attachment: Step One Grievance.

file

Offender Signature: _____

Date: _____

Grievance Response: _____

Your Step 2 grievance has been investigated by this office. You were appropriately advised at the Step 1 level. No further investigation warranted by this office.

Signature Authority: _____

MATT GROSS
ASSISTANT REGION DIRECTOR

Date: _____

Returned because: **Resubmit this form when corrections are made.*

- ☐ 1. Grievable time period has expired.
- ☐ 2. Illegible/Incomprehensible.*
- ☐ 3. Originals not submitted. *
- ☐ 4. Inappropriate/Excessive attachments.*
- ☐ 5. Malicious use of vulgar, indecent, or physically threatening language.
- ☐ 6. Inappropriate.*

CGO Staff Signature: _____

OFFICE USE ONLY**Initial Submission**

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

2nd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

3rd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

18. The Eastham Food Service fail to meet it's mandatory menu requirements, that places Plaintiff's and inmates health and sf safety at serious risk of harm after being fed pork-links,pork-roll,pork-sausage,and cured ham, not not providing enough food for the DFH) diet offenders.

(D) LAUNDRY SERVICES:

19. The Defendants from 2017 to 2018,at the Eastham Laundry Service and facilities are being dangerously overcrowded,and hinders the institutions' ability to provide safety and adequate laundry services to inmates.See, grievance No.2019029620.

20. The Eastham laundry service fail to provide inmate at this facility with an adequate amount of underwear,towels,socks,bedding,and shirts, pants and jackets. The laundry necessities that inmate do receive are not in good repair or clean and not being cleaned with the right cleaning materials.

21. Defendants deliberate indifference to Plaintiff's and inmates at the Eastham Unit health and safety,an unnecessary and wanton infliction of pain,a condition which seriously o deprive prisoners of the minimal civilized measure of life's necessities.

(E) SHOWERS:

22. Defendants deliberate indifference to Plaintiff's and inmates at the Eastham Unit health and safety,an unnecessary and wanton infliction of pain,a condition which seriously deprive prisoners of the minimal civilized measure of life's necessities.

23. The Defendant's shower facilities (or lack thereof) are one of the most serious problems in the institution. The north and South showers are completely inadequate for the number of prisoners who use them.

24. The showers are poorly maintained,as evidence by broken and plugged shower heads and faucets.

25. But,a more serious problem is the lack of security inside the shower area.The Eastham showers facility capacity is (74) shower heads in each shower area.With about (15) or more broken shower heads.In on a regular basis,security places up to (200) or more prisoners in the shower area at a time.

26. The showers floors are greasy with bacterial slime and black mold and fugus stain on the showers floors and walls.Thus,facilitating a serious health and sanitation problem for prisoners and staff.



Texas Department of Criminal Justice

STEP 2

OFFENDER GRIEVANCE FORM

Offender Name: Mr. Jesse P. Skinner TDCJ # 599362

Unit: Eastham-09 Housing Assignment: 1/30

Unit where incident occurred: Eastham-09

Appealing Grievance No. 2018028620 / Code 504

OFFICE USE ONLY

Grievance #: 2018028620

UGI Recd Date: DEC 04 2017

HQ Recd Date: DEC 07 2017

Date Due: 01/13

Grievance Code: 504

Investigator ID#: 1-1781

Extension Date: _____

You must attach the completed Step 1 Grievance that has been signed by the Warden for your Step 2 appeal to be accepted. You may not appeal to Step 2 with a Step 1 that has been returned unprocessed.

Give reason for appeal (Be Specific). *I am dissatisfied with the response at Step 1 because...*

I am dissatisfied with the Warden's response at step-one grievance because;

1. I was retaliated against for filing grievance No. 2018028620, by Warden Bruce Johnson, Thomascina Shepherd-LM-II, and Samuel dominey-LM-IV, through a job change from the North Shower to the Inside Medical Field Two. In violation of TDCJ-PD-22, Rule 41 Denial of Uniform Access to Courts of retaliating against offenders for exercising their right to file a grievance or complaint.
2. I am requesting that a further inquisition be conducted into the Eastham Laundry Department's continuous failure to provide all offenders with the appropriate (Laundry Necessity Items) that are clean, servicable, and climatically suitable. In the lack of adequate laundry necessities in the appropriate sizes to provide all offenders with the required items in a timely manner. See (AD.9.26), and Laundry necessities Procedure Manual LNPM-01.02, 02.03, 4.05, and 14.01, 15.04 procedures that are not being followed here at the Eastham Unit.
3. I am incorporating my step-one grievance complaint in this step-two appeal.

Attachment-Step One Grievance

Offender Signature: _____

Date: _____

Grievance Response: _____

Your complaint was reviewed by this office. Laundry department staff were contacted on this issue and states you were issued an appropriate size cold weather jacket 5X which is suitable. Based on the available information, no policy violations were noted. No further action is warranted by this office.

MATT GROSS
ASSISTANT REGION DIRECTOR

Signature Authority: _____

Date: _____

Returned because: *Resubmit this form when corrections are made.

- ☐ 1. Grievable time period has expired.
- ☐ 2. Illegible/Incomprehensible.*
- ☐ 3. Originals not submitted.*
- ☐ 4. Inappropriate/Excessive attachments.*
- ☐ 5. Malicious use of vulgar, indecent, or physically threatening language.
- ☐ 6. Inappropriate.*

CGO Staff Signature: _____

OFFICE USE ONLY**Initial Submission**

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

2nd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

3rd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

JUN 27 2017



Texas Department of Criminal Justice
STEP 2
OFFENDER
GRIEVANCE FORM

Offender Name: Mr. Jesse P. Skinner TDCJ # 599362
 Unit: Eastham-09 Housing Assignment: 1/30
 Unit where incident occurred: Eastham-09
 Appealing Grievance No. 2017123954 / Code 815

OFFICE USE ONLY	
Grievance #:	<u>2017123954</u>
UGI Recd Date:	<u>MAY 30 2017</u>
HQ Recd Date:	<u>JUN 02 2017</u>
Date Due:	<u>07-09</u>
Grievance Code:	<u>815</u>
Investigator ID#:	<u>I1364</u>
Extension Date:	

You must attach the completed Step 1 Grievance that has been signed by the Warden for your Step 2 appeal to be accepted. You may not appeal to Step 2 with a Step 1 that has been returned unprocessed.

Give reason for appeal (Be Specific). *I am dissatisfied with the response at Step 1 because...*

I am dissatisfied with the response at step one because:

1. The Warden failed to address the complaint that Officer Graham, violated TDCJ-CID Executive Directive through his failure to comply with (TDCJ-CID) Statutory Authority/Court Order/Rules/Regulations/Policies that placed all (Offenders) assigned at the Eastham Facility in (Risk of Harm) when he over-crowded the Offender's shower facility with (175) or (More) Offenders. The facility shower only have (74) shower -Heads, and during many building shower procedures the One-for-one exchange procedure is broken down due to the facility being over-crowded.
2. I am incorporating my step one grievance complaint in this step two appeals.
3. I am requesting that a further investigation be conducted into my complaint before some one is seriously injured due to (TOO) many Offenders being (stuffed) in a area thats only allowed to hold (100) offenders at a time.
4. In the warden's response he said that the second shift (Staff) are monitored during movement and showers are conducted at safe numbers. That warden failed to state that the same (Staff) thats monitoring the major movement are the same (Staff) thats allowing the shower facility to be Over-Crowded.

Attachment: Step One Grievance

Offender Signature: _____

Date: May 26, 2017

Grievance Response: _____

Your Step 2 grievance has been investigated by this office. Your allegations could not be sustained. Staff conduct will continue to be monitored to ensure policy compliance. No further investigation is warranted by this office.

Signature Authority: _____

MATT GROSS
ASSISTANT REGION DIRECTOR

Date: _____

Returned because: **Resubmit this form when corrections are made.**

- ☐ 1. Grievable time period has expired.
- ☐ 2. Illegible/Incomprehensible.*
- ☐ 3. Originals not submitted. *
- ☐ 4. Inappropriate/Excessive attachments.*
- ☐ 5. Malicious use of vulgar, indecent, or physically threatening language.
- ☐ 6. Inappropriate.*

CGO Staff Signature: _____

OFFICE USE ONLY**Initial Submission**

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

2nd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

3rd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

27. The Defendants actions should be addressed before someone on the Eastham Unit is seriously injured by this administration.

(F) HOUSING:

28. Defendants from 2017 to 2018 continue their deliberate indifference to Plaintiff's and inmate's health and safety at the Eastham Unit, an unnecessary and wanton infliction of pain, a condition that seriously deprive inmates of the minimal civilized measure of life's necessities through Defendant's failure to provide sanitation and maintenance repairs.

29. The Eastham Facilities to include dorms and cellblocks have a serious maintenance deficiency of broken-tile-floors, leaking urinals, broken lights, broken toilets, broken windows, leaking roofs. See grievance No. 2018061596, that are a serious risk of harm to Plaintiff's and inmates health and safety.

(G) LIGHTING

30. Defendants from 2017 to 2018 have been deliberate indifference to Plaintiff's and inmates health and safety at the Eastham Unit through their failure to provide adequate lighting in (Cellblocks).

31. Especially, through the denial of light bulbs to prisoners are who are forced to live in darkness in their cell. This practice deny inmates the right to read, communicate with their families.

32. It deny inmate access to officials and access to courts because of the darkness and not being able to fill out I-60 request forms, grievances, or petition the court. See, grievance No. 2017134011.

33. The denial to light-bulbs also fail to meet the minimum requirement of 20 footcandles of illumination pre-cell, a serious risk of harm to Plaintiff's and inmate's eyes.

34. No lighting impedes any attempt at basic sanitation in the cell.

(2)

(H) AMERICANS WITH DISABILITIES ACT AND REHABILITATION ACT:

34. TDCJ-CID) fails to reasonably accommodate prisoner with heat-sensitive disabilities. These disabilities (such as asthma, COPD, hypertension, obesity, diabetes, depression, and mental illnesses treated with psychotropic medications.

35. Place prisoners at increased risk of heat-related illness, injury, or death, and cause them to suffer more pain and punishment than able-bodied prisoners.

36. TDCJ-CID acknowledges in internal document that people with certain disabilities (like diabetes, hypertension or cardiovascular disease) or who take certain medications to treat their disabilities (like psychotropics,

MAY 23 2018



Texas Department of Criminal Justice

STEP 2

OFFENDER GRIEVANCE FORM

OFFICE USE ONLY	
Grievance #:	2018061596
UGI Recd Date:	MAR 23 2018
HQ Recd Date:	MAR 30 2018
Date Due:	05.02
Grievance Code:	500
Investigator ID#:	I1364
Extension Date:	

Offender Name: Mr. Jesse P. Skinner TDCJ # 599362
 Unit: Eastham-09 Housing Assignment: S-3-10-B
 Unit where incident occurred: Eastham-09
 Appealing Grievance No. 2018061596

You must attach the completed Step 1 Grievance that has been signed by the Warden for your Step 2 appeal to be accepted. You may not appeal to Step 2 with a Step 1 that has been returned unprocessed.

Give reason for appeal (Be Specific). *I am dissatisfied with the response at Step 1 because...*

I am dissatisfied with the response at step one grievance because:

1. I requesting that the step one complaint be incorporated in my step two appeal. In that a further inquisition be conducted into the (TDCJ-CID) Eastham Facilities Maintenance Department's continuous failure to provide adequate (Maintenance) in the (Offender's) housing areas? That have resulted into a dangerous, unsafe environment for (Offenders) at Eastham Unit.
2. Had the warden conducted an adequate investigation into my complaint he would have revealed that the (Mold) condition persist not only in the housing area by also in the (Employees) (ODR) Food Service area. In that the so called work order stated by the or in the warden's response is clearly out-dated: WO# 10091804297. I am requesting a further inquisition into my complaint.

Attachments: Step one grievance

Offender Signature: _____

Date: _____

Grievance Response: _____

Your Step 2 grievance has been investigated by this office. You were appropriately advised at the Step 1 level. Maintenance issues will continue to be monitored to ensure policy compliance. Based on the facts available at this time, no further action is warranted by this office.

MATT GROSS
ASSISTANT REGION DIRECTOR

Signature Authority: _____

Date: _____

Returned because: **Resubmit this form when corrections are made.*

- ☐ 1. Grievable time period has expired.
- ☐ 2. Illegible/Incomprehensible.*
- ☐ 3. Originals not submitted. *
- ☐ 4. Inappropriate/Excessive attachments.*
- ☐ 5. Malicious use of vulgar, indecent, or physically threatening language.
- ☐ 6. Inappropriate.*

CGO Staff Signature: _____

OFFICE USE ONLY**Initial Submission**

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

2nd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

3rd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____



Texas Department of Criminal Justice
STEP 2
OFFENDER
GRIEVANCE FORM

Offender Name: Mr. Jesse P. Skinner **TDCJ #** 599362
Unit: Eastham-09 **Housing Assignment:** 1/30
Eastham-09
Unit where incident occurred: _____
Appealing Grievance No. 2017134011/Code 506

OFFICE USE ONLY

Grievance #: 2017134011
UGI Recd Date: JUN 16 2017
HQ Recd Date: JUN 21 2017
Date Due: 07.26
Grievance Code: 506
Investigator ID#: 11364
Extension Date: _____

You must attach the completed Step 1 Grievance that has been signed by the Warden for your Step 2 appeal to be accepted. You may not appeal to Step 2 with a Step 1 that has been returned unprocessed.

Give reason for appeal (Be Specific). *I am dissatisfied with the response at Step 1 because...*

I am dissatisfied with the response at step one grievance because:

1. The warden failed to address that not only that I was being denied Lighting in my cell, but every other (Offender) as-well.
2. At the time that the warden conducted it's investigation, I had been moved to 1/30 a dorm housing area, and no lighting was in the cell M-2-2 when I moved.
3. I am incorporating my step one grievance compliant in this step two appeal, and is requesting that a further inquisition be conducted in to my complaint.
4. The persisting denial to adequate lighting in the housing area of Eastham's Administrative Segregation continue to deny (Offenders) the opportunity to reading, communicate with their family, petition the court, and file grievances or I-60 requests with the prison administration for help.

Attachment: Step One Grievance.

Offender Signature: _____

Date: _____

Grievance Response: _____

Your Step 2 grievance has been investigated by this office. Your allegations could not be sustained. Housing areas and cells will continue to be monitored for compliance. Notify a staff member if there is a deficiency. No further investigation is warranted by this office.

MATT GROSS
ASSISTANT REGION DIRECTOR

Signature Authority: _____

Date: _____

Returned because: *Resubmit this form when corrections are made.

- ☐ 1. Grievable time period has expired.
- ☐ 2. Illegible/Incomprehensible.*
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- ☐ 6. Inappropriate.*

CGO Staff Signature: _____

OFFICE USE ONLY**Initial Submission**

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

2nd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

3rd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

37. Antihistamines, antidepressants, or diuretics, are much more vulnerable to extreme temperatures. Their medical conditions prevent their bodies from regulating their temperature, putting them at much greater risk of death from heat.

38. Plaintiff, as well as other similarly situated prisoners, suffer from these heat-sensitive disabilities.

39. TDCJ-CID has been, and is, a recipient of federal funds, and thus covered by the mandate of the Rehabilitation Act. The Rehabilitation Act requires recipients of federal monies to reasonably accommodate persons with disabilities in their facilities, program activities, and services and reasonably modify such facilities, services and programs to accomplish this purpose.

40. Title II of the ADA and the ADA Amendment Act protects prisoners with disabilities because exposure to extreme temperatures also actually violates the Eighth and Fourteenth Amendment of the U.S. Constitution.

41. The Eastham Unit and other TDCJ-CID units are facilities, and their operation comprises a program and service for Rehabilitation Act, ADA, and ADAAA purposes. Plaintiff, and similarly situated prisoners with disabilities, are presently qualified to participate in programs, activities and services in TDCJ-CID facilities at the Eastham Unit, such as incarceration in the inmate housing areas.

42. TDCJ-CID failed, and refused, to reasonably modify its facilities, services, accommodations, and programs to reasonably accommodate Plaintiff's disabilities, as well as similarly situated prisoners.

(3)

(I) RETALIATION

43. Defendants from 2017 to 2018, purposely retaliated against Plaintiff and other prisoners at the Eastham Unit for exercising their right to access to the Courts and file complaints through (TDCJ) grievance procedure. See, grievance No. 2018095001, 2018066127, and Grievance Marked as Exhibit (A).

44. On July 5, 2017, after filing grievance No. 2017134011, for not being provided lighting in my cell M-2-2 cell. I was moved to 1-Dorm-30 Bunk.

45. After being housed in (30 Bunk) for about a week. The Defendants started leaving the lights on (24) hours a day. It got so bad I could not sleep or focus on my legal obligations of petitioning the court or my college studies.

46. On January 1, 2018, filed a grievance complaint that I were being retaliated against, and that the constant light illumination is a serious risk to my health and safety. See, grievance No. 2018066127.

46. On February 13, 2018, I received a response to my complaint, and a move slip to S-line-3-Row-10-Cell. At first I thought it would be fine, but the retaliation continued through not calling me out on time to attend the law library.

JUN 9 5 2018



Texas Department of Criminal Justice
STEP 2
OFFENDER
GRIEVANCE FORM

Offender Name: Mr. Jesse P. Skinner **TDCJ #** 599362
Unit: Eastham09 **Housing Assignment:** S-3-10-B
Unit where incident occurred: Eastham-09
Appealing Grievance No. 2018095001/Code 804

OFFICE USE ONLY	
Grievance #:	<u>2018095001</u>
UGI Recd Date:	<u>APR 13 2018</u>
HQ Recd Date:	<u>APR 17 2018</u>
Date Due:	<u>5-23</u>
Grievance Code:	<u>804</u>
Investigator ID#:	<u>11364</u>
Extension Date:	

You must attach the completed Step 1 Grievance that has been signed by the Warden for your Step 2 appeal to be accepted. You may not appeal to Step 2 with a Step 1 that has been returned unprocessed.

Give reason for appeal (Be Specific). *I am dissatisfied with the response at Step 1 because...*

I am dissatisfied with the Warden's response at step one grievance because:

- 1). The Warden Billy Lewis, fails to conduct a investigation into my complaint because s the complaint is also filed against him.
- 2). I am incorporating my step one grievance complaint into my step two appeal. I also request that a further inquisition be conducted to get to the facts of my complaint.
- 3). In the Warden's incomplete investigation, he stated that the Eastham Unit administration deny your allegations and advise that you are not being retaliated against for any reason and are appropriately assigned to your job and housing area. Apprerently, the warden failed to investigate Grievances No. 2018054110, 2018066127, 2018054110, 2018089400, 2018085241, and 2017164713, that resulted in my job and housing being changed to (Building Squad-2 inside) and from (1-Dorm-30-Bunk) to S-line-3-row-10-cell, that also violates my (Medical Restrictions) of No Reaching Over Shoulder, No Lefting Over 20 Ibs, Shoulders Injuries, and Cervical Spine Injury. Also, that I am assigned to 3-row as a (Hypertension) and (Hyperlipidemia) patient along with the (Medications I Take) that incapacitate a person's ability to control body temperature during the periods of high ambient temperatures. Since I am 58 years of age and suffer from (Hypertension) and (Hyperlipidemia) I am at high-risk characteristic that put me at acute risk of heat stroke. A dangerous environment.

Attachment: Step One Grievance.

ATT:

Offender Signature: _____

Date: _____

Grievance Response: _____

Your Step 2 grievance has been investigated by this office. Your allegations of retaliation could not be sustained. Based on the facts available at this time, no further action is warranted by this office.

MATT GROSS
ASSISTANT REGION DIRECTOR

Signature Authority: _____

Date: _____

Returned because: **Resubmit this form when corrections are made.*

- ☐ 1. Grievable time period has expired.
- ☐ 2. Illegible/Incomprehensible.*
- ☐ 3. Originals not submitted. *
- ☐ 4. Inappropriate/Excessive attachments.*
- ☐ 5. Malicious use of vulgar, indecent, or physically threatening language.
- ☐ 6. Inappropriate.*

CGO Staff Signature: _____

OFFICE USE ONLY**Initial Submission**

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

2nd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

3rd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

APR 16 2018



Texas Department of Criminal Justice

STEP 2

OFFENDER
GRIEVANCE FORM

Offender Name: Mr. Jesse P. Skinner TDCJ # 599362
 Unit: Eastham-09 Housing Assignment: S-3-10-b
 Unit where incident occurred: Eastham-09
 Appealing Grievance No. 2018066127/Code-506

OFFICE USE ONLY

Grievance #: 2018066127
 UGI Recd Date: FEB 21 2018
 HQ Recd Date: FEB 26 2018
 Date Due: 04-02
 Grievance Code: 506
 Investigator ID#: T1364
 Extension Date: _____

You must attach the completed Step 1 Grievance that has been signed by the Warden for your Step 2 appeal to be accepted. You may not appeal to Step 2 with a Step 1 that has been returned unprocessed.

Give reason for appeal (Be Specific). *I am dissatisfied with the response at Step 1 because...*
 I am dissatisfied with the Warden's response because:

1). The Warden Keith Hutto, retaliated against me for filing Grievance No. 2018066127, because employees were leaving the (Lights) on all-night denying (Offenders') adequate (Sleep).

The warden moved me from 1-Dorm-30-Bunk out of retaliation for filing grievance to S-line-3-10 bottom.

2). I am requesting that a further inquisition be conducted into my complaint of the (Lights) being on all night long-constant light illumination in the Offender's housing area. Requiring (Prisoners) to suffer physical and psychological harm by living in constant lighting violates the Eighth and Fourteenth Amendment of Prisoners.

3). I am requesting that a further inquisition be conducted into the warden's retaliation against me for filing a grievance or a complaint.

Attachment:

Step-one Grievance.

Offender Signature: _____

Date: _____

Grievance Response: _____

Your Step 2 grievance has been investigated by this office. Your allegations could not be sustained. Staff conduct will continue to be monitored to ensure professionalism and policy compliance. Based on the facts available at this time, no further action is warranted by this office.

MATT GROSS
ASSISTANT REGION DIRECTOR

Signature Authority: _____

Date: 3-27-18

Returned because: *Resubmit this form when corrections are made.

- ☐ 1. Grievable time period has expired.
- ☐ 2. Illegible/Incomprehensible.*
- ☐ 3. Originals not submitted.*
- ☐ 4. Inappropriate/Excessive attachments.*
- ☐ 5. Malicious use of vulgar, indecent, or physically threatening language.
- ☐ 6. Inappropriate.*

CGO Staff Signature: _____

OFFICE USE ONLY**Initial Submission**

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

2nd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

3rd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

Calling S-line last for chow and any other activities I may be attending.

47. On April 10, 2018, on my birthday, I was informed by a classification staff member hereat the Eastham Unit, that I had been placed in a cell on 3-row with Offender Pradia for him to hurt or kill me. Offender Pradia have a record of assaulting his cellmates.

48. After talking with a supervisor about my situation, I ~~resied~~ received no help. At the present time, I have a life endangerment filed, in which it is in the hands of the same employees that put this hell hole together against me. See. Grievance No. 2018095001.

(4)

(J) EQUAL PROTECTION

49. Defendants from 2017 to 2018, have violated my Equal Protection Rights because of my status as a writ writer, the Defendants treat me and others differently because we seek our rights to access to the courts and those who do not receive better treatment as being similarly situated at the Eastham Unit. See, grievance No. 2018099090, 2017129123.

50. The Defendants are denying me similar treatment just because I exercise my right to access to courts. I am being denied equal treatment of a particular benefit being accorded to others similarly situated.

51. I am being denied similar housing as other who do not file grievances or petition the courts against employees at the Eastham Unit.

52. I am being denied equal locker storage space of a (4.0) cubic feet locker being accorded to others who are similarly situated.

53. Defendants deny me a safe recreation environment with adequate space because of my status as a writ writer, that's being provided to others that are similarly situated.

54. I am being denied similar showers, meals, recreation equipment, housing, laundry services, access to the tl telephone, church services, treatment, security because of my status as a writ writer and pursue my right to access to the court, violates the Equal Protection Clause as being similarly situated at the Eastham Unit.

55. Defendants deny other writ writers assigned to the Eastham Unit that pursue the right to access to court benefits being accorded to other prisoners that do not file complaints or access to the court.

end of Complaint



Texas Department of Criminal Justice

STEP 2

OFFENDER GRIEVANCE FORM

Offender Name: Mr. Jesse P. Skinner TDCJ# 599362

Unit: Eastham-09 Housing Assignment: 1/30

Unit where incident occurred: Eastham-09

Appealing Grievance No. 2017129123 / Code 815

OFFICE USE ONLY

Grievance #: 2017129123

UGI Recd Date: JUN 05 2017

HQ Recd Date: JUN 09 2017

Date Due: 07-15

Grievance Code: 815

Investigator ID#: 11364

Extension Date: _____

You must attach the completed Step 1 Grievance that has been signed by the Warden for your Step 2 appeal to be accepted. You may not appeal to Step 2 with a Step 1 that has been returned unprocessed.

Give reason for appeal (Be Specific). *I am dissatisfied with the response at Step 1 because...*

I am dissatisfied with the response at step one grievance because:

1. The warden failed to acknowledge that he visited the 9,10,11,12,13, and 14 dorms and witnessed the amount of property that had been confiscated on 4/17/2017.

2. The warden failed to conduct an adequate investigation into my complaint because had he conducted an investigation he would have summoned the Eastham Unit property officer to determine the amount of property that had been confiscated from (Offenders) that live in the out-side dorms, and the property that had been confiscated that have not yet been re-issued back to those offenders.

Meaning, (Offender's) property that were confiscated from the (Vents) and (Heaters) that remain in the property room, did not receive disciplinary action by Officer Hayden Terrell Co-V.

3. I am incorporating my step one grievance complaint in this step two appeal. In I request that the reviewing authority conduct a further investigation into my complaint that Officer Hayden Terrell, failed to turn in all property or Evidence Seized from the dorms. In that out of (200) or more Property Items seized from the vents and heaters, the officer granted (Special) privileges, immunity, benefits, or favors to about 160 other offenders that had their property unauthorized Storage in the same manner as Skinner.

A special investigation is warranted because of the relationship with the officer and (Offenders) that work in the Craft Shop, SSIs, and Clerks etc.

Attachment: Step One Grievance/ cc

Offender Signature: _____

Date: _____

Grievance Response: _____

Your Step 2 grievance has been investigated by this office. Your allegations of misconduct by staff could not be sustained. You were appropriately advised at the Step 1 level. No further investigation is warranted by this office.

Signature Authority: _____

MATT GROSS
ASSISTANT REGION DIRECTOR

Date: 6-23-17

Returned because: *Resubmit this form when corrections are made.

- ☐ 1. Grievable time period has expired.
- ☐ 2. Illegible/Incomprehensible.*
- ☐ 3. Originals not submitted. *
- ☐ 4. Inappropriate/Excessive attachments.*
- ☐ 5. Malicious use of vulgar, indecent, or physically threatening language.
- ☐ 6. Inappropriate.*

CGO Staff Signature: _____

OFFICE USE ONLY**Initial Submission**

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

2nd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

3rd Submission

CGO Initials: _____

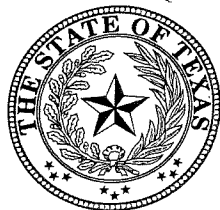
Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____



Texas Department of Criminal Justice
STEP 2
OFFENDER
GRIEVANCE FORM

Offender Name: Mr. Jesse P. Skinner **TDCJ #** 599362
Unit: Eastham-09 **Housing Assignment:** S-3-10-B
Unit where incident occurred: Eastham-09

OFFICE USE ONLY

Grievance #: 2018099590
UGI Recd Date: MAY 03 2018
HQ Recd Date: _____
Date Due: _____
Grievance Code: _____
Investigator ID#: _____
Extension Date: _____

You must attach the completed Step 1 Grievance that has been signed by the Warden for your Step 2 appeal to be accepted. You may not appeal to Step 2 with a Step 1 that has been returned unprocessed.

Give reason for appeal (Be Specific). *I am dissatisfied with the response at Step 1 because...*

The (TDCJ-CID) Eastham Facility have failed to process a (Step One Grievance) pursuant to Board Policy 3.81 and 42 U.S.C. §1997e Civil Rights of

Institutionalized Persons Act: MAY 03 2018

This complaint is filed against (TDCJ-CID), B. Lewis, B. Johnson, K. Hutto, J. Kent, B. Norman, J. Reed, and C. Sims filed March 9, 2018. The complaint covers this issues of their continuous violations of my rights under the Equal Protection Clause of the Fourteenth Amendment to equal treatment pursuant to (TDCJ-CID) Administrative Directive AD.03.02 Impermissible Offender Conduct, AD.03.72 Offender Property, AD 07.33 Offender Recreation, and AD.03.40 Out-of-cell-time-for Offenders that deny my rights and others rights to Equal Treatment of a particular benefit being accorded to others who are similarly situated at the Eastham Facility. We as similarly situated are being denied the following benefits granted to others: For Example;

1. The benefit of a (4.0) cubic feet locker space for property storage, and we only get (2.0).
2. The benefit of adequate dayroom space for out of cell time for offenders. We receive a over crowded dayroom recreation area with the capacity of (55) for a (120) Offenders.
- 3 The benefit of a (Safe) dayroom recreation area. While we recreate in a unsafe environment.
4. The benefit of being able to change the (TV) channel without a remote or staff supervision, While we have to get channel checks every hour or so to change the (TV).
5. The benefit to use of their personal headphones to hear the (TV) in the dayroom. While we sit in a dayroom that is overcrowded with offenders with the (TV) on high and we still cant hear
6. The benefit of cleaning materials to sanitize their toilets and sinks. While we only get Bippy once a month.

MAY 03 2018

OVER-----

MAY 03 2018

MAY 07 2018

The benefit of special housing and work assignment for non-use of the (Offender) Grievance Procedure.

MAY 03 2018

7. The benefit of (No) retaliation for (Not)/(No) use of the grievance procedure/litigations filing against the (TDCJ-CID) Eastham Facility.

MAY 03 2018

8. I am incorporating my step one complaint into this step two appeal.

MAY 03 2018

Offender Signature:



Date: May 1, 2018

Grievance Response:

Signature Authority: _____

Date: _____

Returned because: *Resubmit this form when corrections are made.

- ☐ 1. Grievable time period has expired.
- ☐ 2. Illegible/Incomprehensible.*
- ☐ 3. Originals not submitted. *
- ☐ 4. Inappropriate/Excessive attachments.*
- ☐ 5. Malicious use of vulgar, indecent, or physically threatening language.
- ☐ 6. Inappropriate.*

CGO Staff Signature: _____

OFFICE USE ONLY**Initial Submission**

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

2nd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

3rd Submission

CGO Initials: _____

Date UGI Recd: _____

Date CGO Recd: _____

(check one) ☐ Screened ☐ Improperly Submitted

Comments: _____

Date Returned to Offender: _____

C. Has any court ever warned or notified you that sanctions could be imposed? ____ YES X NO

D. If your answer is "yes," give the following information for every lawsuit in which a warning was issued. (If more than one, use another piece of paper and answer the same questions.)

1. Court that issued warning (if federal, give the district and division): _____
2. Case number: _____
3. Approximate date warning was issued: _____

Executed on: _____
DATE

Mr. Jesse P. Skinner, Pro se. _____

(Signature of Plaintiff)

PLAINTIFF'S DECLARATIONS

1. I declare under penalty of perjury all facts presented in this complaint and attachments thereto are true and correct.
2. I understand, if I am released or transferred, it is my responsibility to keep the court informed of my current mailing address and failure to do so may result in the dismissal of this lawsuit.
3. I understand I must exhaust all available administrative remedies prior to filing this lawsuit.
4. I understand I am prohibited from bringing an *in forma pauperis* lawsuit if I have brought three or more civil actions or appeals (from a judgment in a civil action) in a court of the United States while incarcerated or detained in any facility, which lawsuits were dismissed on the ground they were frivolous, malicious, or failed to state a claim upon which relief may be granted, unless I am under imminent danger of serious physical injury.
5. I understand even if I am allowed to proceed without prepayment of costs, I am responsible for the entire filing fee and costs assessed by the court, which shall be deducted in accordance with the law from my inmate trust account by my custodian until the filing fee is paid.

Signed this _____ day of _____, 20____.
(Day) (month) (year)

Mr. Jesse P. Skinner, Pro se _____

(Signature of Plaintiff)

WARNING: Plaintiff is advised any false or deliberately misleading information provided in response to the above questions may result in the imposition of sanctions. The sanctions the court may impose include, but are not limited to, monetary sanctions and the dismissal of this action with prejudice.

Jesse P. Skinner
TDCJ# 599362/Eastham
2565 Prison Rd.#1
Lovelady, Texas 75961

July 26 2018

Office of the Clerk
United States District Court
Eastern District of Texas
104 North Third Street
Lufkin, Texas 75901

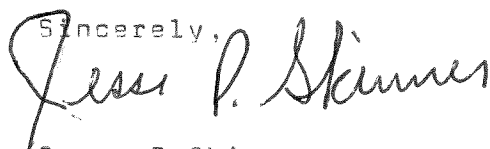
RE: JESSE PAUL SKINNER V. BRYAN COLLIER ET AL, CIVIL RIGHTS
COMPLAINT: 1983

Dear Hon. Clerk:

Please find the original and one copy of Plaintiff's
Civil Rights Complaint, and one copy of Application To
Proceed In Forma Pauperis.

Please file all material with the Court, and forward docket
sheet to Plaintiff as soon as possible.

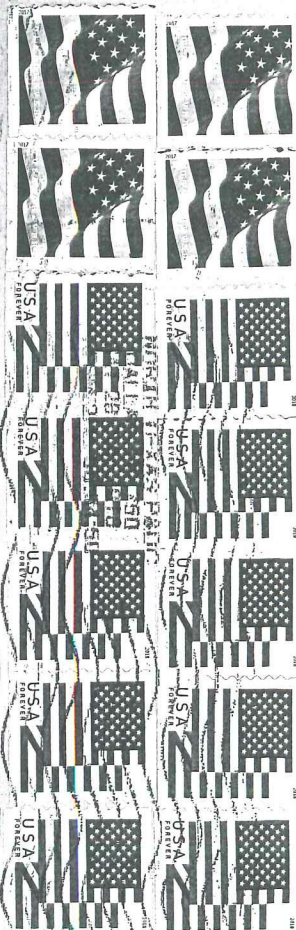
I thank you for your time and attention to this matter.
I await your response. I Remain.

Sincerely,


Jesse P. Skinner
pro se

enclosures
jos/aol/file

JESSE P. SKINNER
#599362 / Eastham
Prison Rd #1
Beddy, Texas 75851



Office of the Clerk
United States District Court
Eastern District of Texas
104 North Third Street
Lufkin, Texas 75901